

**DOCKET NO.:** CC-3643  
**Application No.:** 10/813,781  
**Office Action Dated:** November 13, 2008

**PATENT**

**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

In re Application of:  
**James Lee Gardiner**  
Application No.: **10/813,781**  
Filing Date: **March 31, 2004**  
For: **BEVERAGE CONTAINER**

Confirmation No.: **5225**  
Group Art Unit: **3781**  
Examiner: **James N. Smalley**

Mail Stop AF  
Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

Sir:

**REPLY PURSUANT TO 37 CFR § 1.116**

In response to the Official Action dated **November 13, 2008**, reconsideration is respectfully requested in view of the amendments and/or remarks as indicated below:

- Amendments to the Specification** begin on page \_\_\_\_\_ of this paper.
- Amendments to the Claims** are reflected in the listing of the claims which begins on page 2 of this paper.
- Amendments to the Drawings** begin on page \_\_\_\_\_ of this paper and include an attached replacement sheet.
- Remarks** begin on page 8 of this paper.